

TELEPHONIC INTERVIEW SUMMARY

On January 12, 2012, Applicants' undersigned representative held a telephonic interview with Examiner Kruse. The indefiniteness and obviousness rejections of claim 26 were discussed. The Examiner indicated that the rejection would be overcome with entry of the amendment to claim 26 made hereinabove. The rejection is thus believed moot and withdrawal thereof is respectfully requested.

The written description rejection of claims 5, 14, and 34-36 were also discussed. The Examiner indicated that the rejections would be overcome if, in claim 5, the claimed corn plant is identified as comprising a CP4 EPSPS coding sequence and a CRYBb1 coding sequence consistent with the construct shown in Figure 2 of the specification. The corresponding amendment has been made to claim 5 and thus all of the rejections are believed moot.

Applicants thank the Examiner for the time taken to discuss the case.